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| 6 | Attorney for Defendant EARL SIMS | |
| 7 | UNITED STATES DISTRICT COURT | |
| 8 | NORTHERN DISTRICT OF CALIFORNIA | |
| 9 | SAN FRANCISCO | |
| 11 | | |
| 12 | UNITED STATES OF AMERICA, |) CASE NO.: CR-08-0443-MMC |
| 13 | Plaintiff, |) STIPULATION AND ORDER TO) CONTINUE CASE MANAGEMENT) CONFERENCE CHANGE OF PLEA/TRIAL |
| 14 | v.) CONFERENCE CHANGE OF PLEA/TRIAL) SETTING EARL SIMS,) Date: July 15, 2009 | |
| 15 | Defendant. |) Time: 2:30 p.m.) Place: Courtroom of Maxine M. Chesney, |
| 16 17 | | U.S. District Court Judge |
| 18 | | |
| 19 | IT IS HEREBY STIPULATED BY AND BETWEEN THE PARTIES THAT the change | |
| 20 | of plea/trial setting for defendant Earl Sims be continued from July 15, 2009 at 2:30 p.m. until July | |
| 21 | 29, 2009 at 2:30 p.m. Defense counsel has been engaged in trial in the matter of <u>People vs. Jesse</u> | |
| 22 | <u>James Hollywood</u> , case number 1014465 in Department 14 of the Santa Barbara County Superior | |
| 23 | Court. This is a capital murder case wherein the defendant is in custody. The penalty phase of this | |
| 24 | matter has just ended and the jury has begun deliberations. Mr. Kessel has been ordered to stay local | |
| 25 | should the jury reach a verdict. | |
| 26 | The parties further stipulate time be excluded from July 15, 2009 to July 29, 2009 pursuant | |
| 27 | to 18 U.S.C. 3161(h)(7)(A) and (B)(iv) for continuity of counsel. | |
| 28 | | |
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DATED: July 14, 2009 s/ Alex R. Kessel s/ Owen Martikan August 5, 2009. IT IS HEREBY ORDERED this matter is set for July 29, 2009. IT IS FURTHER ORDERED through July 29, 2009 that time is excluded per the stipulation and to serve the ends of justice. Hon. Maxine M. Chesney, United States District Court Judge July 15, 2009